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IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

TANYA DENNIS,

No. 10-cv-01596 CW

Plaintiff,

ORDER GRANTING  
PLAINTIFF'S MOTION  
FOR  
RECONSIDERATION

v.

WACHOVIA BANK, FSB, WELLS FARGO BANK,  
N.A. and JOHN AND JANE DOES 1-5,

Defendants.

/

On November 22, 2010, the Court dismissed Plaintiff's action for failure to prosecute because she missed two deadlines to file her opposition to Defendants' motion for summary judgment. Docket No. 43. Plaintiff now seeks reconsideration of the Court's order dismissing the case. Docket No. 47. Defendant Wachovia Mortgage, a division of Wells Fargo Bank, filed its opposition.

Having reviewed all of the parties' submissions, including the preliminary finding in Plaintiff's forensic loan audit, the Court GRANTS Plaintiff's motion for reconsideration. The Court also orders Plaintiff to respond to Defendants' motion for summary judgment, which she has failed to do thus far. Plaintiff must file

1 her opposition by December 7, 2010, or the case will be dismissed  
2 again for failure to prosecute. Defendants' reply is due fourteen  
3 days after Plaintiff files her opposition.

4 The Court will consider Plaintiff's request for an injunction,  
5 which she filed on November 19, 2010. Docket No. 44. The Court  
6 orders Defendants to respond to Plaintiff's motion for a  
7 preliminary injunction by December 15, 2010. Plaintiff may file a  
8 reply by December 29, 2010. The Court will set a hearing date if  
9 needed.

10 IT IS SO ORDERED.

Dated 11/30/2010

Claudia Wilken

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CLAUDIA WILKEN  
United States District Judge

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

DENNIS et al,

**Plaintiff,**

Case Number: CV10-01596 CW

V.

WACHOVIA BANK, FSB et al.

**Defendant.**

## **CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

11 That on November 30, 2010, I SERVED a true and correct copy(ies) of the attached, by placing said  
12 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said  
envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located  
in the Clerk's office.

15 Tanya D. Dennis  
2027 Woolsey Street  
16 Berkeley, CA 94703

17 || Dated: November 30, 2010

Richard W. Wieking, Clerk  
By: Nikki Riley, Deputy Clerk